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10 IN THE UNITED STATES DISTRICT COURT
11 FOR THE NORTHERN DISTRICT OF CALIFORNIA
12 SAN FRANCISCO DIVISION

13 **DAVID MONTIEL CRUZ,**

Petitioner,

15 **v.**

16 **RICHARD SUBIO, Warden,**

Respondent.

C 07-4329 JSW (PR)

19 **RESPONDENT'S EX PARTE APPLICATION FOR FIRST EXTENSION OF TIME**
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Petitioner,

14
15 v.

16 **RICHARD SUBIO, Warden,**

17 Respondent.
18

C 07-4329 JSW (PR)

**RESPONDENT'S EX PARTE
APPLICATION FOR FIRST
EXTENSION OF TIME**

19 Respondent respectfully requests that this Court grant a sixty (60) day extension of time,
20 to and including May 7, 2008, to file the answer in this case. Respondent has made no prior request
21 for an extension of time.

22 As set forth in the accompanying Declaration of Counsel, counsel for respondent needs
23 sixty (60) days to complete and file the answer. Respondent does not believe petitioner will be
24 prejudiced by this request.
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1 Wherefore, respondent respectfully requests that this Court grant this application for an
2 extension of time.

3 Dated: March 7, 2008

4 Respectfully submitted,

5 EDMUND G. BROWN JR.
6 Attorney General of the State of California

7 DANE R. GILLETTE
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9 GERALD A. ENGLER
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13 /s/ Joan Killeen
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15 Deputy Attorney General
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